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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of

Confirmation No. 8046

MOODY et al

Group Art Unit: 1651

Appln. No.: 09/457,765

Examiner: M. Meller

Filed: December 10, 1999

Title: PROCESS FOR THE PREPARATION OF AMPICILLIN

* * * * *

October 28, 2004

CERTIFICATION OF FACSIMILE TRANSMISSION
UNDER 37 C.F.R. §1.8

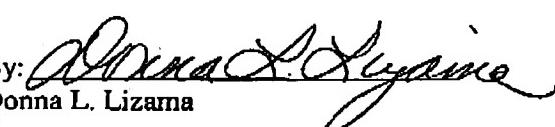
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Sir:

I hereby certify that the following papers are being transmitted by facsimile to the U.S. Patent and Trademark Office at (703) 872-9306 on the date shown below:

- Notice of Appeal (in duplicate)

Respectfully submitted,

By: 
Donna L. Lizama

Mayer, Brown, Rowe & Maw LLP
Intellectual Property Group
1909 K Street
Washington, D.C. 20006-1101
Customer No.: 000043569

PTO/SB/31 (08-04)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 121640-40265189						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p>Signature _____</p> <p>Typed or printed name _____</p>		<p>In re Application of MOODY et al.</p> <table border="1"> <tr> <td>Application Number 09/457,765</td> <td>Filed December 10, 1999</td> </tr> <tr> <td colspan="2">For PROCESS FOR THE PREPARATION OF AMPICILLIN</td> </tr> <tr> <td>Art Unit 1654</td> <td>Examiner M. Meller</td> </tr> </table>	Application Number 09/457,765	Filed December 10, 1999	For PROCESS FOR THE PREPARATION OF AMPICILLIN		Art Unit 1654	Examiner M. Meller
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Art Unit 1654	Examiner M. Meller							

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

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- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
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- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
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- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the

- applicant/inventor.
 assignee of record of the entire interest.
 See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
 (Form PTO/SB/96)
 attorney or agent of record.
 Registration number _____
- attorney or agent acting under 37 CFR 1.34.
 Registration number if acting under 37 CFR 1.34. 26,588 _____



Signature

Richard A. Steinberg

Typed or printed name

202-263-3325

Telephone number

October 28, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below. *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.8. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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